

Rev. 4/18

UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT  
CIVIL APPEAL STATEMENT

Please TYPE. Attach additional pages if necessary.

11th Circuit Docket Number: 23-11427

Caption:  <b>Keith Edwards v. J. Grubbs, et al.</b>	District and Division: <u>Northern District of Georgia- Atlanta Division</u> Name of Judge: <u>Hon. Steve Jones</u> Nature of Suit: <u>42 U.S.C. 1983</u> <hr/> Date Complaint Filed: <u>May 7, 2019</u> District Court Docket Number: <u>1:19-cr-02047-SCJ</u> <hr/> Date Notice of Appeal Filed: <u>April 27, 2023</u> <input type="checkbox"/> Cross Appeal <input type="checkbox"/> Class Action <hr/> Has this matter previously been before this court? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, provide (a) Caption: _____ (b) Citation: _____ (c) Docket Number: _____
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	Attorney Name	Mailing Address	Telephone, Fax, Email
For Appellant: <input checked="" type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other (Specify)	<b>Christopher P. Desmond</b>	<b>535 Griswold Street, Suite 2600 Detroit, MI 48226</b>	<b>313-324-8300 (P) 313-324-8301(F) cdesmond@venjohnsonlaw.com</b>
For Appellee: <input type="checkbox"/> Plaintiff <input checked="" type="checkbox"/> Defendant <input type="checkbox"/> Other (Specify)	<b>Harold Melton</b>	<b>600 Peachtree Street, N.E., Suite 3000 Atlanta, GA 30308</b>	<b>404-885-3062(P) harold.melton@troutman.com</b>

Please CIRCLE/CHECK/COMPLETE the items below and on page 2 that apply.

Jurisdiction	Nature of Judgment	Type of Order	Relief
<input checked="" type="checkbox"/> Federal Question <input type="checkbox"/> Diversity <input type="checkbox"/> US Plaintiff <input type="checkbox"/> US Defendant	<input checked="" type="checkbox"/> Final Judgment, 28 USC 1291 <input type="checkbox"/> Interlocutory Order, 28 USC 1292(a)(1) <input type="checkbox"/> Interlocutory Order Certified, 28 USC 1292(b) <input type="checkbox"/> Interlocutory Order, Qualified Immunity <input type="checkbox"/> Final Agency Action (Review) <input type="checkbox"/> 54(b)	<input type="checkbox"/> Dismissal/Jurisdiction <input type="checkbox"/> Default Judgment <input type="checkbox"/> Summary Judgment <input type="checkbox"/> Judgment/Bench Trial <input type="checkbox"/> Judgment/Jury Verdict <input checked="" type="checkbox"/> Judgment/Directed Verdict/NOV <input type="checkbox"/> Injunction <input type="checkbox"/> Other _____	Amount Sought by Plaintiff: <u>\$ 100,000,000 plus costs, fees and interest</u>  Amount Sought by Defendant: <u>\$ N/A</u>  Awarded: <u>\$ 40,000,000</u> to <u>Plaintiff</u>  Injunctions: <input type="checkbox"/> TRO <input type="checkbox"/> Preliminary <input type="checkbox"/> Granted <input type="checkbox"/> Permanent <input type="checkbox"/> Denied

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Based on your present knowledge:

- (1) Does this appeal involve a question of First Impression? ☐ Yes ☒ No  
What is the issue you claim is one of First Impression? \_\_\_\_\_
- (2) Will the determination of this appeal turn on the interpretation or application of a particular case or statute? ☒ Yes ☐ No  
If Yes, provide  
(a) Case Name/Statute Monell v Department of Soc. Svcs (and its progeny)  
(b) Citation 436 U.S. 658 (1978)  
(c) Docket Number if unreported \_\_\_\_\_
- (3) Is there any case now pending or about to be brought before this court or any other court or administrative agency that  
(a) Arises from substantially the same case or controversy as this appeal? ☒ Yes ☐ No  
(b) Involves an issue that is substantially the same, similar, or related to an issue in this appeal? ☒ Yes ☐ No  
If Yes, provide  
(a) Case Name Keith Edwards v. J. Grubbs  
(b) Citation \_\_\_\_\_  
(c) Docket Number if unreported 22-13261  
(d) Court or Agency Eleventh Circuit Court of Appeals
- (4) Will this appeal involve a conflict of law  
(a) Within the Eleventh Circuit? ☐ Yes ☒ No  
(b) Among circuits? ☐ Yes ☒ No

If Yes, explain briefly:

- (5) Issues proposed to be raised on appeal, including jurisdictional challenges:

I. Whether the District Court erred in granting the City of Atlanta's renewed motion for judgment as a matter of law following the jury's verdict.

II. Whether the District Court erred in denying Plaintiff's motion for attorney fees relative to Defendant Grubbs where Plaintiff was the prevailing party.

III. Whether the District Court erred in denying Plaintiff's motion for relief from judgment relative to medical expenses pursuant to OCGA 42-5-2

I CERTIFY THAT I SERVED THIS CIVIL APPEAL STATEMENT ON THE CLERK OF THE U.S. COURT OF APPEALS FOR THE ELEVENTH CIRCUIT AND

SERVED A COPY ON EACH PARTY OR THEIR COUNSEL OF RECORD, THIS Tenth DAY OF May, 2023.

Christopher Desmond

NAME OF COUNSEL (Print)



SIGNATURE OF COUNSEL